

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re: Methyl Tertiary Butyl Ether
("MTBE") Products Liability Litigation

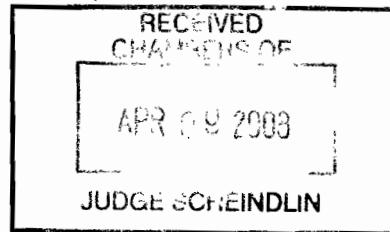
This Document Relates To:

Orange County Water District v. Unocal Corp., et al., Case No. 04 Civ. 4968 (SAS).

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: *49708*
DATE FILED: *4/9/08*

STIPULATION AND PROPOSED
ORDER RE TESORO
DEFENDANTS' ANSWER TO
PLAINTIFF'S THIRD AMENDED
COMPLAINT

Master File No. 1:00-1898
MDL No. 1358 (SAS)
M21-88



On March 21, 2008, Plaintiff filed its Third Amended Complaint, with amendments to paragraphs 104 and 106 only. Plaintiff and Tesoro Corporation (f/k/a Tesoro Petroleum Corporation) and Tesoro Refining and Marketing Company, erroneously named as Tesoro Refining and Marketing Company, Inc., (collectively, "Tesoro") here by stipulate that Tesoro's answer to Plaintiff's Second Amended Complaint, filed July 21, 2005, shall serve as Tesoro's response to Plaintiff's Third Amended Complaint, and no additional responsive pleading to the Third Amended Complaint need be filed at this time.

DATED: March ___, 2008 By: _____
MILLER, AXLINE & SAWYER

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Counsel for Orange County Water District

DATED: March 31, 2008 By: Diana Pfeffer Martin
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Telephone: (213) 680-6400
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Attorneys for Defendants
Tesoro Corporation (f/n/a Tesoro Petroleum Corporation) and
Tesoro Refining And Marketing Company Erroneously named
as Tesoro Refining and Marketing Company, Inc.

The Court has considered the stipulation of the Plaintiff Orange County Water District and Tesoro to allow Tesoro's answer to Plaintiff's Second Amended Complaint to serve as Tesoro's response to Plaintiff's Third Amended Complaint, and the request is hereby **GRANTED**.

Dated: 4/9/08

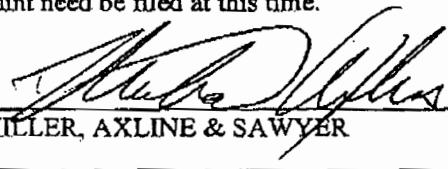
IT IS SO ORDERED:

Shira A. Scheindlin, U.S.D.J.

On March 21, 2008, Plaintiff filed its Third Amended Complaint, with amendments to paragraphs 104 and 106 only. Plaintiff and Tesoro Corporation (f/k/a Tesoro Petroleum Corporation) and Tesoro Refining and Marketing Company, erroneously named as Tesoro Refining and Marketing Company, Inc., (collectively, "Tesoro") hereby stipulate that Tesoro's answer to Plaintiff's Second Amended Complaint, filed July 21, 2005, shall serve as Tesoro's response to Plaintiff's Third Amended Complaint, and no additional responsive pleading to the Third Amended Complaint need be filed at this time.

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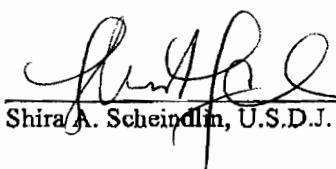
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Attorneys for Defendants
Tesoro Corporation (f/n/a Tesoro Petroleum Corporation) and
Tesoro Refining And Marketing Company Erroneously named
as Tesoro Refining and Marketing Company, Inc.

The Court has considered the stipulation of the Plaintiff Orange County Water District and Tesoro to allow Tesoro's answer to Plaintiff's Second Amended Complaint to serve as Tesoro's response to Plaintiff's Third Amended Complaint, and the request is hereby GRANTED.

Dated: 4/9/08

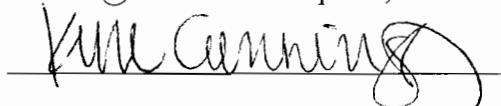
IT IS SO ORDERED:


Shira A. Scheindlin, U.S.D.J.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the STIPULATION AND PROPOSED ORDER RE TESORO DEFENDANTS' ANSWER TO PLAINTIFF'S THIRD AMENDED COMPLAINT was served upon counsel via LexisNexis File & Serve on April 1, 2008.

A true and correct copy of the STIPULATION AND PROPOSED ORDER RE TESORO DEFENDANTS' ANSWER TO PLAINTIFF'S THIRD AMENDED COMPLAINT was also provided electronically to liaison counsel for Plaintiffs at mdl1358@weitzlux.com and liaison counsel for Defendants at mdl1358@mwe.com on April 1, 2008.



Kim Cunningham